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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/825,496	04/15/2004	John C. Sullivan	35502US1

CONFIRMATION NO. 8554

## FORMALITIES LETTER



\*OC000000013079010\*

116  
PEARNE & GORDON LLP  
1801 EAST 9TH STREET  
SUITE 1200  
CLEVELAND, OH 44114-3108

Date Mailed: 06/28/2004



## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$65** for a Small Entity

- **\$65** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

08/24/2004 MBELETE1 00000001 10825496

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*A copy of this notice **MUST** be returned with the reply.*

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Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: John C. Sullivan  
Serial No.: 10/825,496  
Filed: April 15, 2004  
Title: "ACTION WOBBLE HEADS"  
Docket No.: 35502US1

LETTER

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application - Filing Date Granted (PTO 1533) mailed June 28, 2004 (copy enclosed), applicants enclose herewith the required Declaration and Power of Attorney. A check for \$65.00 is enclosed to cover the late filing fee surcharge for the enclosed declaration.

Accordingly, all the missing parts of the above-referenced application have now been satisfied and no further action is required.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 2313-1450 on the date indicated below.

Michael W. Garvey  
Name of Attorney for Applicant(s)

08-19-2004  
Date

Signature of Attorney

If there are any further fees resulting from this communication not covered by the enclosed check, or if no check was enclosed, please charge the same to Deposit Account No. 16-0820, Order No. 35502US1.

Respectfully submitted,

PEARNE & GORDON LLP

By 

Michael W. Garvey, Reg. No. 35878

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August 19, 2004